

[33 U.S.C. 901 et seq.], or to establish new compensation districts, to include any area to which this chapter applies; and to assign to each such district one or more deputy commissioners, as the Secretary may deem necessary.

(b) Judicial proceedings provided under sections 18 and 21 of the Longshore and Harbor Workers' Compensation Act [33 U.S.C. 918, 921] in respect to a compensation order made pursuant to this chapter shall be instituted in the United States district court of the judicial district wherein is located the office of the deputy commissioner whose compensation order is involved if his office is located in a judicial district, and if not so located, such judicial proceedings shall be instituted in the judicial district nearest the base at which the injury or death occurs.

(Aug. 16, 1941, ch. 357, § 3, 55 Stat. 623; 1946 Reorg. Plan No. 2, § 3, eff. July 16, 1946, 11 F.R. 7873, 60 Stat. 1095; 1950 Reorg. Plan No. 19, § 1, eff. May 24, 1950, 15 F.R. 3178, 64 Stat. 1271; Pub. L. 98-426, § 27(d)(2), Sept. 28, 1984, 98 Stat. 1654.)

#### REFERENCES IN TEXT

The Longshore and Harbor Workers' Compensation Act, referred to in text, is act Mar. 4, 1927, ch. 509, 44 Stat. 1424, as amended, which is classified generally to chapter 18 (§901 et seq.) of Title 33, Navigation and Navigable Waters. For complete classification of this Act to the Code, see section 901 of Title 33 and Tables.

#### AMENDMENTS

1984—Subsecs. (a), (b). Pub. L. 98-426 substituted “Longshore and Harbor Workers' Compensation Act” for “Longshoremen's and Harbor Workers' Compensation Act”.

#### EFFECTIVE DATE OF 1984 AMENDMENT

Amendment by Pub. L. 98-426 effective Sept. 28, 1984, see section 28(e)(1) of Pub. L. 98-426, set out as a note under section 901 of Title 33, Navigation and Navigable Waters.

#### TRANSFER OF FUNCTIONS

“Secretary of Labor” and “Secretary” substituted for “Federal Security Administrator” and “Administrator”, respectively, in subsec. (a), pursuant to Reorg. Plan No. 19 of 1950, § 1, eff. May 24, 1950, 15 F.R. 3178, 64 Stat. 1271, which transferred functions of Federal Security Administrator to Secretary of Labor.

Previously, “Federal Security Administrator” and “Administrator” substituted for “United States Employees' Compensation Commission” and “Commission” pursuant to Reorg. Plan No. 2 of 1946, § 3, eff. July 16, 1946, 11 F.R. 7873, 60 Stat. 1095, which abolished United States Employees' Compensation Commission and transferred its functions to Federal Security Administrator.

### § 1654. Persons excluded from benefits

This chapter shall not apply in respect to the injury or death of (1) an employee subject to the provisions of subchapter I of chapter 81 of title 5; (2) an employee engaged in agriculture, domestic service, or any employment that is casual and not in the usual course of the trade, business, or profession of the employer; and (3) a master or member of a crew of any vessel.

(Aug. 16, 1941, ch. 357, § 4, 55 Stat. 623.)

#### CODIFICATION

“Subchapter I of chapter 81 of title 5” substituted for reference to act Sept. 7, 1916 (39 Stat. 742), known as the

Federal Employees' Compensation Act, on authority of Pub. L. 89-554, § 7(b), Sept. 6, 1966, 80 Stat. 631, the first section of which enacted Title 5, Government Organization and Employees.

## CHAPTER 12—COMPENSATION FOR INJURY, DEATH, OR DETENTION OF EMPLOYEES OF CONTRACTORS WITH UNITED STATES OUTSIDE UNITED STATES

### SUBCHAPTER I—COMPENSATION, REIMBURSEMENT, ETC., BY SECRETARY OF LABOR

#### Sec.

- 1701. Compensation for injury or death resulting from war-risk hazard.
  - (a) Persons covered.
  - (b) Missing persons considered as totally disabled.
  - (c) Persons not citizens or residents of United States.
  - (d) Persons excepted from coverage.
- 1702. Application of Longshore and Harbor Workers' Compensation Act.
- 1703. “Contractor with the United States” defined.
- 1704. Reimbursement.
  - (a) Payments reimbursable; filing claim for reimbursement; regulations for payment of direct benefits.
  - (b) Charging of premiums as prohibiting reimbursement.
  - (c) Injury or death occurring within any State.
- 1705. Receipt of workmen's compensation benefits.
  - (a) Receipt of benefits under other provisions.
  - (b) Lien and right of recovery against compensation payable under other provisions.
  - (c) Receipt of wages as credit against payment under this subchapter; intervention by Secretary in proceeding to recover wages, etc.
  - (d) Entitlement to benefits by national of a foreign government under foreign laws.
  - (e) Receipt of benefits for prior accident or disease.
- 1706. Administration.
  - (a) Rules and regulations.
  - (b) Agreements and working arrangements with other agencies, etc.
  - (c) Waiver of notice of injury and filing of claims.

### SUBCHAPTER II—MISCELLANEOUS PROVISIONS

- 1711. Definitions.
- 1712. Disqualification from benefits.
- 1713. Fraud; penalties.
- 1714. Legal services.
- 1715. Finality of Secretary's decisions.
- 1716. Presumption of death or detention.
- 1717. Assignment of benefits; execution, levy, etc., against benefits.

#### REPEALS

Section 6 of act June 30, 1953, ch. 176, 67 Stat. 135, repealed section 1(a)(13) of Joint Res. July 3, 1952, ch. 570, 66 Stat. 332, which, as amended by Joint Res. Mar. 31, 1953, ch. 13, § 1, 67 Stat. 18, provided for the continuation of this chapter until July 1, 1953.

Section 6 of Joint Res. July 3, 1952, repealed Joint Res. Apr. 14, 1952, ch. 204, 66 Stat. 54 as amended by Joint Res. May 28, 1952, ch. 339, 66 Stat. 96; Joint Res. June 14, 1952, ch. 437, 66 Stat. 137; Joint Res. June 30, 1952, ch. 526, 66 Stat. 296, which continued provisions until July 3, 1952. This repeal shall take effect as of June 16, 1952, by section 7 of Joint Res. July 3, 1952.